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interests of the commonwealth and the city in the way of the affairs of government are being conducted. The first thing declared for by the Chamber, as regards New York City, are municipal home rule and the elimination of politics from municipal affairs. "New York City should be run on business principles," says President Smith. And all good citizens cry "Amen!" to that.

THE SUPREME COURT VACANCY.

In a general way the American people understand the importance of the Federal Supreme Court and the expediency of filling it with the ablest and most experienced judges. The Chamber, as regards New York City, are municipal home rule and the elimination of politics from municipal affairs. "New York City should be run on business principles," says President Smith. And all good citizens cry "Amen!" to that.

The theory of the American Government is that the sovereignty is in the people. As Chief Justice Marshall expressed it: "The Government of the United States can claim no powers which are not granted to it by the Constitution," and the Constitution "contains an enumeration of the powers granted by the people to the Government."

The grant of power to the judicial department is broader than that made either to the executive or legislative departments. Besides embracing every possible Federal question, it reaches subjects relating to State authority alone, as shown in the Dartmouth College case, the attempt of some States after war, to impose legislative punishments for treasonable conduct, and the proposition for State taxation of National banks or for a State's grant of a monopoly of its navigable waters.

From the earliest days of the duty of appointing the most fitting men to such a court was recognized. When the Government was organized under the Constitution Washington realized the fact that the selections of the most overshadowing importance were those to be made to the Supreme Court. He chose John Jay for Chief Justice, not only a learned and able lawyer, but a broad and experienced statesman and diplomatist. The ablest jurists in the country were made his associates, and his successor was the great John Marshall.

How few people reflect on the work the Supreme Court has done for the nation from the time it undertook the task of unfolding the powers and illustrating the principles of the Constitution through the period of slavery and the perils of the Civil War down to the solving of the difficult problem of reconstruction. How few give a thought to the labor imposed on a court whose judicial authority is made to extend "to all cases in law and equity arising under the Constitution, the laws of the United States and treaties made or under the authority of the United States, to all cases affecting ambassadors, other public ministers and consuls; to all cases of admiralty and maritime jurisdiction; to controversies to which the United States shall be a party; to controversies between two or more States; between citizens of different States; between a State and citizens of another State; and between a State and citizens thereof and foreign States, citizens or subjects."

Yet it needs only a moment's reflection on the extent and importance of these duties to condemn a course which for political or personal considerations would deprive the nation of the services of a court whose duty is to restore it to its full efficiency and usefulness. It requires only a moment's thought to prove that it is a sacred duty to appoint only a fully equipped lawyer, an able and experienced jurist and a man of broad mind and recognized learning to a court which numbers among its members the ablest and most experienced jurists of the nation, and whose duty is to restore it to its full efficiency and usefulness.

The President's duty is to appoint to the existing vacancy an Associate Justice of the Supreme Court whose name will be a guarantee of his immediate confirmation.

A BRIGHTER OUTLOOK.

There are indications of a business revival in many directions and reason to hope that the worst time is behind us. The country has been subjected through our financial troubles have reached a turning point.

The stock market is feeling stronger, and the brokers see signs of the extension of their operations beyond a professional business. The surplus reserve of the banks has increased, and the money market will soon seek employment. The bond issue will be subscribed for beyond its amount. There are signs of a movement in commercial paper, and a more confident feeling is evident in all money dealings.

The building department of this city finds an increase of activity in plans for improvements, and the architects predict quiet a movement in building with the coming Spring. The dry goods trade is anticipating renewed activity, owing in a great measure to the light purchases for some time past and the reduction of stock all over the country.

Of course, there is still much want of employment, and considerable suffering among the poor everywhere. But every day adds to the opportunities for labor, and the broad charity of all classes has done much to relieve actual want.

It is no fancy picture that represents a break in the clouds, and a ray of sunshine dispelling the long-prevailing gloom. The future is beyond question brightening, and there is good hope that a little more endurance and a little more patience will bring the trials of the unemployed to an end.

Hopefulness is always a good medicine, and there are unmistakable indications that it may now be administered in the form of a ray of sunshine, suffering from the hard times, with good effect. There is still too much darkness over us, but only a faulty vision can fail to see that the clouds are rolling by.

WHO SHALL FILL THE OFFICE?

United States District Attorney Mitchell's term of office expires at the end of this month. He has made arrangements to sail for Europe with his family on Feb. 10, and has so notified the Department.

It has been suggested that this arrangement may prove embarrassing to the Department, as Mr. Mitchell's successor should be of the usual political character and should be "hung up" in the Senate, as Mr. Hornblower was. Mr. Mitchell's plans are all perfected for his trip, and it would be a serious inconvenience, as well as a pecuniary sacrifice to him, if he should be obliged to continue in office until his successor was confirmed.

Of course, Mr. Mitchell could refuse to remain. But in that case Justice

Gray, of the Supreme Court, a Republican, would designate a District Attorney who would hold office until a Presidential appointment was made and confirmed by the Senate. United States Marshal Jacobus, whose term expired last week, continues in office under such a designation, his successor not having yet been named by the President. There is some doubt whether an appointment could be made in such a case, the President alone while the Senate is not in session.

The people care very little for politics in these matters, and Marshal Jacobus makes an acceptable officer in the position he fills. Justice Gray would doubtless make a selection for District Attorney that could not be prejudicial to the public interests. But the Democratic politicians would certainly not be satisfied to see two very important Federal offices filled by a Republican through default of the Democratic President.

There is an easy way out of the difficulty. If President Cleveland will lay aside political and personal considerations and nominate an eminently fit and desirable lawyer as Mr. Mitchell's successor, he will doubtless be confirmed at once. Then the public interests will be promoted, because the appointee will be assured of his position, the Democrats will be satisfied and the public interests will be promoted.

THAT KANSAS PUZZLE.

The Kansas syndicate that offered those gentlemen scoundrels, Jim Corbett and Charley Mitchell, 10,000 acres of prairie land to fight for, were entirely too cynical in their estimates of the two gladiators. Neither of the scientific fighters is signing to become a farmer. Farmers are obliged to work, and what is the use of working when a fellow can be an actor?

A Kansas farm of 10,000 acres would be a white elephant on any plug ugly's hands. When decent, law-abiding citizens of Peffer's State can't raise anything but whisks and mortgages on their farms, what could one expect a chap, whose jaw is kept busy for 34 days, 23 hours and 50 minutes every year, and whose fists are more or less active for the rest of the time, to do with six or seven square miles of refractory soil?

It may be suggested that they could sell the farm. Well, if either Corbett or Mitchell can sell a Kansas farm just now for anything that bears the semblance of decency, they can make fortunes quicker handling prairie real estate than they can in giving imitations of prize fights in Florida or anywhere else. Ten thousand grasshopper choppers will meet any man living on the outskirts of the State and escort him in triumph all over the place if he will give the faintest hope that he can convert a Kansas farm into coin of the realm.

Corbett and Mitchell had better not touch that 10,000-acre farm. It would mean either work or worry to the winner of it. Up-to-date prize-fighting is the easiest and best-paying occupation in existence. It is the training school for the modern drama. All a man with nimble knuckles has to do nowadays is to knock somebody out in the prize ring, and then go on the stage and knock the public silly.

A RESCUE AT SEA.

Frank R. Stockton's Thrilling Story Written for the Sunday World.

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BETTERS

[This column is open to everybody who has a complaint to make, a grievance to ventilate, information to give, a subject of general interest to discuss or a public service to acknowledge and who can put the idea into less than two hundred words. Long letters cannot be printed.]

The Third Avenue Cable.

To the Editor:

Prevention better than cure has often been demonstrated, and to prevent the Third Avenue cable from being run at such a great speed as at present, which is equal to that of an ordinary road vehicle, it is suggested that the cable be run at a slower speed. The cable is run at a speed of 100 feet per second, which is equal to that of an ordinary road vehicle. The cable is run at a speed of 100 feet per second, which is equal to that of an ordinary road vehicle.

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BRAIN FRESHERS.

[The column is for mathematical problems. Only the popular kind that exercises and refreshes the mental faculties and do not require elaborate algebraic solution will be printed. Our type does not include answers to the problems, but the answers are given at the end of the column. Address answers to "Problems, Evening World, P. O. box 534, New York City."]

Mr. Callanan's Train Problem.

To the Editor:

The following is my solution to the train problem. The train is 100 yards long and is moving at a speed of 100 feet per second. The train is 100 yards long and is moving at a speed of 100 feet per second. The train is 100 yards long and is moving at a speed of 100 feet per second.

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